Govt. II-37—100,000—22-6-48.

REVENUE (1948) Department.

SERIES.

G.O No. 669

Dated the 24th March, 1948.

[Despatch Abstract.]

THE MADRAS ESTATES LAND (REDUCTION OF RENT) ACT, 1947 - Rules under Section 7 - Issued - Notification Published

GOVERNMENT OF MADRAS.
Abstract:

THE MADRAS ESTATES LAND (REDUCTION OF RENT) ACT, 1947 - Rules under Section 7 - Issued - Notification - Published.

Revenue Department.

G.O.Ms.No. 669. Dated the 24th March, 1948.
Read the following:-

From the Board of Revenue, Ref.No.G.8199/47-3, dated the 12th January, 1948.
From the Board of Revenue, Ref.No.G.8199/47-4, dated the 1st March, 1948.
From the Board of Revenue, Ref.No.G.8199/47-6, dated the 4th March, 1948.

O R D E R:

The Government have carefully examined the question whether it is necessary to appoint each one of th e Deputy-Collector Assi tants working under the Special Officer for rent reduction work.i Estates, as"Special Officer" under section 2(1) of the Madras Estates Land (Reduction of Rent) Act, 1947, in respect of the estates comprised in his jurisdiction in addition to Mr. Chettur who has already been appointed as Special Officer under that section for all the estates in the Province. They have come to the conclusion that it is necessary to do so and that it will be sufficient if it is provided in the rules under the Act that these Assistants will exercise certain of the powers conferred on the Special Officer himself, wherever possible.

2.The appended notification will be published in the Fort St. George Gazette.

3.The Board of Revenue is informed that the draft rules under sections 3(4) and 5(2) of the Act submitted with its referenced dated 12-1-48 and 4-3-48 read above are under the consideration of the Government.

(BY ORDER OF HIS EXCELLENCY THE GOVERNOR)

G. Venkateswara Ayyar,
Secretary to Government.

To the Board of Revenue.
To the Special Officer for Reduction of Rents (with copies for his Assistants).
To all Collectors (except the Collectors of Madras, Malabar, the Nilgiris and South Kanara).
To the Legal Department.
To the Superintendent, Government Press for publication of Notification (para 2 only).

/TRUE COPY/

A P P E N D I X

Notification.

In exercise of the powers conferred by section 7 of the Madras Estates Land (Reduction of Rent) Act, 1947 (Madras Act XXX of 1947), His Excellency the Governor of Madras ~~hereby~~ makes the following rules:-

1. The Special Officer appointed under section 2(1) of the Act for the purpose of recommending fair and equitable rates of rent for ryoti lands in any estate, or any Assistant to the Special Officer appointed by the Government (hereinafter in these rules referred to as "Assistant), shall have -

P.T.O.

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1. The Special Officer appointed under section 2(1) of the Act for the purpose of recommending fair and equitable rates of rent for ryoti lands in any estate, or any Assistant to the Special Officer appointed by the Government (hereinafter in these rules referred to as "Assistant), shall have -

(i) the same powers as are vested in a Civil Court under the code of Civil Procedure, 1908, when trying a suit, in respect of (a) enforcing the attendance of any person and examining him an oath, (b) compelling the production of documents and (c) issuing commissions for the examination of witnesses;

(ii) power to enter upon any land with his subordinates and inspect, survey, measure and do any other act which in his opinion may be necessary for carrying out the provisions of the Act and the rules made thereunder;

(iii) power to cut and thresh the crops on any land and to weigh or measure the produce with a view to estimating the capabilities of the soil.

2. (1) The Special Officer or Assistant may call upon the landholder of an estate to furnish the following particulars, and such other particulars as he may consider necessary, for determining fair and equitable rates of rent for ryoti lands in the estate:-

(a) Extent of ryoti lands of each class such as wet, dry and garden, in each village.

(b) Rates of rent levied on each class of land at the commencement of the Act,

(c) Particulars of cultivation in the village with details of extent, crop and yield.

(2) The Special Officer or Assistant may also call upon the landholder to produce his accounts containing the particulars ~~of~~ specified in sub-rule (1)

3. The Special Officer shall cause a notice to be published specifying the date or dates on whihh he proposes to conduct enquiries, either directly or through an Assistant or an Officer authorized by him or the Assistant, for determining fair and equitable rates of rent for ryoti lands in the estate.

The notice shall be published in the village chavadi or in any conspicuous place in the village concerned and in the notice board of the Government Taluk Office.

4. (1) After completing the enquiries or after considering the record of the enquiries and taking into consideration all the representations made thereat, as the case may be, the Special Officer shall cause a notice to be published in the manner laid down in rule 3, specifying the recommendations proposed to be made by him under section 3(1) of the Act, in regard to the determination of the rates of rent for the village or the group of villages concerned.

The notice shall contain the following among other particulars:-

Proposals for reduction of rent in the Estate of . . . . . .

Village or group of villages.	Clause of land, Dry, wet or Garden.	Rates of rent prevailing on each class of ryoti land in the village or group of villages.	The extent to which the rents for each class of ryoti land in the village or group of villages is proposed to be reduced.

(2)(a) The notice shall also specify a date on or before which objections to the proposals may be submitted to the Special Officer or Assistant or any officer authorized by either of them. Such date shall not be earlier than one week from the date of publication of the notice.

(b) The Special Officer or Assistant may himself enquire

into the objections, if any, received, or depute any of his subordinate officers to hold such enquiry.

(3) After considering the record of the enquiry into the objections, if any, and making such further enquiries as he thinks necessary, the Special Officer shall submit to the Provincial Govt. through the Board of Revenue, his final recommendations, specifying (i) the extent, if any, to which the rents for each class of ryoti land in each village or groups of villages in the estate should be reduced, and (ii) the rate of rent payable for each such class after such reduction.

5. On receipt of the Special Officer's report, the Board of Revenue may call for such further information or direct such further enquiry as it may think necessary and on receipt thereof, shall submit to the Provincial Government, the Special Officer's report with its recommendations for the reduction of rent.

6. (1) Any officer authorized to hold any enquiry under these rules by the Special Officer or Assistant shall, for the purposes of the enquiry, ~~have~~ have all the powers referred to in rules 1 & 2.

(2) The Special Officer or Assistant may also authorize any officer to exercise all or any of the said powers.

7. All enquiries and proceedings under these rules shall be summary.

/TRUE COPY/

RS/17/12/1953

A. Thangavelu 22.12

OFFICE ASSISTANT,
MADRAS.RECORD OFFICE.

22/12/53 22/12/53